

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re application of : Barry W. Cummins

Serial No : 09/369,096

Filed : August 5, 1999

For : IMPROVED ACIDIC COMPOSITION OF MATTER  
FOR USE TO DESTROY MICROORGANISMS

Examiner : Pak, J.

Group : 1616

Our File No : 9240.3802



TECH-CENTER 1800/2900

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION (37 CFR 1.321(c))**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**Identification Of Persons(s) Making This Disclaimer**

Name(s) of disclaimant(s): Barry L. Haley, Esquire

Residing at: 1936 South Andrews Avenue  
Fort Lauderdale, Florida 33316

represent that I am:

- ☐ an inventor of this invention
- ☐ an assignee of this invention
- ☐ a representative authorized to sign on behalf of the assignee identified below
- ☒ the attorney of record for this invention

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### Extent of Interest

The extent of applicant's interest is in

- ☒ the whole of this invention
- ☐ a sectional interest in this invention as follows (here state the exact interest of the disclaimant(s):

- ☐ Assignee has reviewed the document(s) evidencing the assignment referenced herein and certifies that, to the best of Assignee's knowledge and belief, title to this application is in Assignee.

### Disclaimer

I hereby disclaim the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of:

- ☒ United States Patent No. 5,989,595, as presently shortened by any terminal disclaimer.
- ☐ Any patent granted on application no.

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

- ☒ United States Patent No. 5,989,595.
- ☐ Any patent granted on application no.

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

- ☒ United States Patent No. 5,989,595, as presently shortened by any terminal disclaimer
- ☐ Any patent granted on application no.

in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR

1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

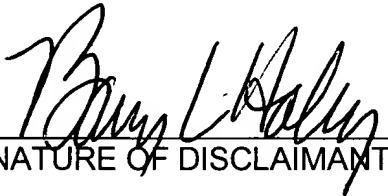
### Fee Status

(37 CFR 1.20(d) and 37 CFR 1.321)

- ☐ other than a small entity fee \$110.00
- ☒ small entity fee \$ 55.00
- ☐ verified statement attached
- ☐ verified statement already filed on

### Fee payment

- ☐ Attached is a check in the sum of \$.
- ☐ Charge Account 13-1130 for any fee deficiency required by this paper.
- ☒ Charge Deposit Account 13-1130 the sum of \$55A duplicate of this disclaimer is attached.

  
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SIGNATURE OF DISCLAIMANT